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March 21, 2002 LB 905

SENATOR SCHROCK: And I don't understand how this exempt...exemption is for the estate, not for husband and wife so there wouldn't be an exemption for each one, would there?

SENATOR WICKERSHAM: Well, this is on the taxable estate, and in the federal system, whatever property were given to a spouse results in a deduction and reduces the taxable estate so it would not create a tax on a transfer from one spouse to another.

SENATOR SCHROCK: Well, I'm not in that business so I don't understand all that, but...

SENATOR WICKERSHAM: Okay.

SENATOR SCHROCK: I just...a few things popped into my mind, and I thought maybe you might know the answer so I asked.

SENATOR WICKERSHAM: Well, Senator, I...I think you've asked good questions. Normally I get a fee for answering those questions (laughter) but I'll give them to you for free.

SENATOR CUDABACK: Thank you, Senator Schrock. We're discussing the Revenue Committee amendments to LB 905. Any further discussion? I see no lights. Senator Chambers, you made it.

SENATOR CHAMBERS: Yes. Mr. President, members of the Legislature, I would like to ask Senator Wickersham a question.

SENATOR CUDABACK: Senator Wickersham.

SENATOR CHAMBERS: Senator Wickersham, in the past, when a bill similar to this would come up, what I mention at first may seem laughable, but I have a reason for it. I would draft an amendment that would say that anybody who died December 15th of the previous year for purpose of this...purposes of this bill would not be deemed to have departed until January 1st or on or after January 1st in order to help the survivors. Now let me ask you a question or two. This bill, although it talks about the decedent, is really looking to those who survive, isn't that true? It will have an effect on them because the decedent doesn't care any more.